

**THE NEW HAMPSHIRE CODE OF
ADMINISTRATIVE RULES**

TABLE OF CONTENTS

CHAPTER Soil 100 DEFINITIONS, ORGANIZATION AND PUBLIC INFORMATION

PART Soil 101 PURPOSE AND SCOPE

Section Soil 101.01 Purpose and Scope

PART Soil 102 DEFINITIONS

Section Soil 102.01 Terms Used

PART Soil 103 BOARD ORGANIZATION

Section Soil 103.01 Duties and Responsibilities

Section Soil 103.02 Composition of the Board

Section Soil 103.03 The Chairperson and Vice Chairperson

Section Soil 103.04 Staff

Section Soil 103.05 Organization

Section Soil 103.06 Seal

Section Soil 103.07 Office Hours, Office Location, Mailing Address and Telephone.

PART Soil 104 PUBLIC INFORMATION

Section Soil 104.01 Record of Board Actions

Section Soil 104.02 Custodian of Records

Section Soil 104.03 Roster Distribution

PART Soil 105 MEETINGS, DELIBERATIONS AND DECISIONS

Section Soil 105.01 Meetings

Section Soil 105.02 Quorum

Section Soil 105.03 Board Meeting Procedures

Section Soil 105.04 Procedures

Section Soil 105.05 Tentative Decisions

PART Soil 106 APPOINTMENT OF COMMITTEES

Section Soil 106.01 Committees

CHAPTER SOIL 200 PRACTICE AND PROCEDURE

PART Soil 201 PURPOSE AND SCOPE

Section Soil 201.01 Purpose and Scope

PART Soil 202 DEFINITIONS

Section Soil 202.01 Purpose and Scope

PART Soil 203 PRESIDING OFFICER: WITHDRAWAL AND WAIVER OF RULES

Section Soil 203.01 Presiding Officer; Appointment; Authority

- Section Soil 203.02 Withdrawal of Presiding Officer
- Section Soil 203.03 Waiver or Suspension of Rules by Presiding Officer

PART Soil 204 FILING, FORMAT AND DELIVERY OF DOCUMENTS

- Section Soil 204.01 Date of Issuance or Filing
- Section Soil 204.02 Format of Documents
- Section Soil 204.03 Delivery of Documents

PART Soil 205 TIME PERIODS

- Section Soil 205.01 Computation of Time

PART Soil 206 MOTIONS AND PLEADINGS

- Section Soil 206.01 Motions; Objections
- Section Soil 206.02 Pleadings

PART Soil 207 NOTICE OF HEARING; APPEARANCES; PRE-HEARING CONFERENCES

- Section Soil 207.01 Commencement of Hearing
- Section Soil 207.02 Docket Numbers
- Section Soil 207.03 Notice of Hearing
- Section Soil 207.04 Appearances and Representation
- Section Soil 207.05 Prehearing Conference

PART Soil 208 ROLES OF BOARD STAFF AND COMPLAINANTS

- Section Soil 208.01 Role of Board Staff in Enforcement or Disciplinary Hearings
- Section Soil 208.02 Role of Complainants in Enforcement or Disciplinary Hearings

PART Soil 209 INTERVENTION

- Section Soil 209.01 Intervention

PART Soil 210 POSTPONEMENT REQUESTS AND FAILURE TO ATTEND HEARING

- Section Soil 210.01 Postponements
- Section Soil 210.02 Failure to Attend Hearing

PART Soil 211 REQUESTS FOR INFORMATION OR DOCUMENTS

- Section Soil 211.01 Voluntary Production of Information
- Section Soil 211.02 Motions to Compel Production of Information
- Section Soil 211.03 Mandatory Pre-Hearing Disclosure of Witnesses and Exhibits

PART Soil 212 RECORD, PROOF, EVIDENCE AND DECISIONS

- Section Soil 212.01 Record of the Hearing
- Section Soil 212.02 Standard and Burden of Proof
- Section Soil 212.03 Testimony; Order of Proceeding
- Section Soil 212.04 Evidence
- Section Soil 212.05 Proposed Findings of Fact and Conclusions of Law
- Section Soil 212.06 Closing the Record
- Section Soil 212.07 Reopening the Record

Section Soil 212.08 Decisions

PART Soil 213 MOTION FOR REHEARING

- Section Soil 213.01 Purpose
- Section Soil 213.02 Applicability
- Section Soil 213.03 Filing and Content of Motion
- Section Soil 213.04 Standard for Granting Motion for Rehearing
- Section Soil 213.05 Decision on Motion for Rehearing

PART Soil 214 RULEMAKING PUBLIC COMMENT HEARINGS

- Section Soil 214.01 Purpose
- Section Soil 214.02 Scope
- Section Soil 214.03 Notice
- Section Soil 214.04 Media Access
- Section Soil 214.05 Moderator
- Section Soil 214.06 Public Participation

PART Soil 215 PETITION FOR RULEMAKING

- Section Soil 215.01 Petition for Rulemaking
- Section Soil 215.02 Disposition of Petition

PART Soil 216 DECLARATORY RULINGS

- Section Soil 216.01 Petitions
- Section Soil 216.02 Action on Petitions

PART Soil 217 EXPLANATION AFTER ADOPTION

- Section Soil 217.01 Explanation after Adoption

CHAPTER 300 CERTIFICATION REQUIREMENTS

PART Soil 301 APPLICATION REQUIREMENTS

- Section Soil 301.01 Application Process
- Section Soil 301.02 Application Forms
- Section Soil 301.03 Fees
- Section Soil 301.04 Application/Certification/Examination Fees
- Section Soil 301.05 Replacement Fee
- Section Soil 301.06 Information from References for Soil Scientist Candidates
- Section Soil 301.07 Information from References for Wetland Scientist Candidates
- Section Soil 301.08 Additional References

PART Soil 302 QUALIFICATION OF APPLICANTS

- Section Soil 302.01 Candidates Requirements
- Section Soil 302.02 Experience Requirements
- Section Soil 302.03 Additional Requirements
- Section Soil 302.04 Experience Requirements

Section Soil 302.05 Additional Requirements

PART Soil 303 EXAMINATIONS

- Section Soil 303.01 Examination Requirements for Soil Scientist Candidates
- Section Soil 303.02 Examination Requirements for Wetland Scientist Candidates
- Section Soil 303.03 Re-Examinations

PART Soil 304 CREDENTIALS

- Section Soil 304.01 Certificate
- Section Soil 304.02 Certified Soil Scientist or Wetland Scientist Pocket Cards
- Section Soil 304.03 Soil Scientist Seal
- Section Soil 304.04 Wetland Scientist Seal

PART Soil 305 REJECTIONS

- Section Soil 305.01 Denial of Application

CHAPTER SOIL 400 CONTINUED STATUS

PART Soil 401 EXPIRATION AND RENEWALS

- Section Soil 401.01 Renewal Notices
- Section Soil 401.02 Renewal of Certificate
- Section Soil 401.03 Renewal Application

PART SOIL 402 DISCIPLINARY MATTERS

- Section Soil 402.01 Initiation of Disciplinary Action
- Section Soil 402.02 Disciplinary Sanctions
- Section Soil 402.03 Administrative Fines
- Section Soil 402.04 Procedures for Assessing and Collecting Fines

PART Soil 403 CONTINUING EDUCATION

- Section Soil 403.01 Renewal Requirements
- Section Soil 403.02 Continuing Education Hour Requirements
- Section Soil 403.03 Continuing Education Hours
- Section Soil 403.04 Record Keeping
- Section Soil 403.05 Exemptions
- Section Soil 403.06 Waiver of Professional Development Hours Deadline
- Section Soil 403.07 Noncompliance
- Section Soil 403.08 Incomplete Applications or Denial of Renewal

CHAPTER SOIL 500 ETHICAL STANDARDS

PART Soil 501 RULES OF PROFESSIONAL CONDUCT

- Section Soil 501.01 Purpose and Scope
- Section Soil 501.02 Obligation to Obey

Section Soil 501.03 Standards of Conduct

PART Soil 502 VOLUNTARY CERTIFICATE SURRENDER

Section Soil 502.01 Procedure for Surrendering Certificate

Section Soil 502.02 Effect of Voluntary Certificate Surrender

Section Soil 502.03 Voluntary Surrender When Misconduct Allegations
Are Pending